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Attorney Docket No. 50554-0011

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Group Art Unit No.: 2156

Brent Townshend

Examiner: Kenneth Tang

Serial No.: 09/108,527

Filed: July 1, 1998

For: IDENTIFYING BULK ELECTRONIC MAIL

Box Non- Fee Amendment  
Commissioner for Patents  
Washington, D.C. 20231

RECEIVED

SEP 20 2002

Technology Center 2100

**RESPONSE PURSUANT TO 37 C.F.R. § 1.111**

Sir:

This is in response to the Office Action mailed July 2, 2002, the shortened statutory period for which runs until October 2, 2002. Please amend the application as follows:

In the Specification:

Please replace the paragraph starting as page 6, line 10, with the following:

A1  
Techniques for identifying which electronic mail messages are "bulk" electronic mail messages are described herein. Rather than rely exclusively on the originators specified in electronic mail messages to determine they are bulk, the techniques make the "bulk determination" based on the contents of the electronic mail messages. Specifically, a set of criteria is automatically generated based on the contents of electronic mail messages. Those electronic mail messages that satisfy the criteria are handled as bulk mail.

Please replace the paragraph starting as page 8, line 6, with the following:

A2  
When a central server receives a message signature, the central server generates a count of how many times a matching signature element in the message signature have been previously



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# NO FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision,  
Small Entity payments must be supported by a small entity statement,  
otherwise large entity fees must be paid. See Forms PTO/SB/09-12.  
See 37 C.F.R. §§ 1.27 AND 1.28

TOTAL AMOUNT OF PAYMENT (\$)**0.00**

## Complete if Known

Application Number	09/108,527
Filing Date	July 1, 1998
First Named Inventor	BRENT TOWNSHEND
Examiner Name	KENNETH TANG
Group/Art Unit	2156
Attorney Docket No.	50554-0011

## METHOD OF PAYMENT (check one)

1. ☒ Throughout the pendency of this application, please charge any additional fees, including any required extension of time fees, and credit all overpayments to deposit account 50-1302. A duplicate of this sheet is enclosed.

Deposit Account Number

50-1302

Deposit Account Name

Hickman Palermo Truong & Becker, LLP

2. ☐ Payment Enclosed:  
☐ Check ☐ Money Order ☐ Other

3. ☐ Applicant(s) is entitled to small entity status.  
See 37 CFR 1.27

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
101	740	201	370	Utility filing fee	0.00
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

SUBTOTAL (1) (\$)**0.00**

### 2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from Below	Fee Paid
34	-34 = 0	18.00	0.00
8	-8 = 0	84.00	0.00

\*\*or number previously paid, if greater; For Reissues, see below

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim, if not paid
109	84	209	42	**Reissue independent claims over original patent
110	18	210	9	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)**0.00**

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee	

127 50 227 25 Surcharge - late provisional filing fee or cover sheet.

139 130 139 130 Non-English specification

112 920\* 112 920\* Requesting publication of SIR prior to Examiner action

113 1,840\* 113 1,840\* Requesting publication of SIR after Examiner action

115 110 215 55 Extension for reply within first month

116 400 216 200 Extension for reply within second month

117 920 217 460 Extension for reply within third month

118 1,440 218 720 Extension for reply within fourth month

128 1,960 228 980 Extension for reply within fifth month

119 320 219 160 Notice of Appeal

120 320 220 160 Filing a brief in support of an appeal

121 280 221 140 Request for oral hearing

138 1,510 138 1,510 Petition to institute a public use proceeding

140 110 240 55 Petition to revive - unavoidable

141 1,280 241 640 Petition to revive - unintentional

142 1,280 242 640 Utility issue fee (or reissue)

143 460 243 230 Design issue fee

144 620 244 310 Plant issue fee

122 130 122 130 Petitions to the Commissioner

123 50 123 50 Petitions related to provisional applications

126 240 126 240 Submission of information Disclosure Stmt

581 40 581 40 Recording each patent assignment per property (times number of properties)

146 690 246 345 Filing a submission after final rejection (37 CFR § 1.129(a))

149 690 249 345 For each additional invention to be examined (37 CFR § 1.129(b))

Other fee (specify) \_\_\_\_\_

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$)**0.00**

## SUBMITTED BY

Name (Print/Type) MARCEL K. BINGHAM

Signature

Registration No. (Attorney/Agent) 42,327

## Complete (if applicable)

Telephone (408) 414-1080

Date Sept., 13, 2002

## WARNING:

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